

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Stuart PEIRSON et al. Confirmation No. 5505
Serial No.: 10/674,681 Group Art Unit: 1637
Filed: September 29, 2003 Examiner: Ritesh Agrawal
For: ANALYSIS OF REAL-TIME PCR DATA

RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Responsive to the Notice of Non-Compliant Amendment dated February 6, 2007 regarding the non-final Amendment filed on December 1, 2006 in the above-noted matter, the Applicant respectfully resubmits (1) the Amendment dated December 1, 2006 along with a new Replacement Sheet of drawings for Figs. 1-3. This new sheet of drawings is respectfully submitted to address changes identified by Examiners Zhou and Agrawal during the interview of February 15, 2007 concerning drawing issues allegedly pertaining to 37 C.F.R. § 1.121(d), and approval and entry are respectfully requested.

Specifically, through the interview, the Examiners clarified among other things that the drawing submitted in the Amendment of December 1, 2006 included changes in the form of “minus signs” or dashes in Fig. 1. See Interview Summary (mailed 2/20/07). These minus signs or dashes were inadvertently added in the drawings, and thus have been removed in the newly submitted Replacement Sheet for Figs. 1-3. As

such, the drawing changes in these new drawings are simply provided to address the Examiner's objection and are believed to comply with the drawing requirements set forth in 37 C.F.R. §1.121(d). Accordingly, the Amendment of December 1, 2006 is believed to be compliant, and entry and consideration the Amendment along with the new Replacement Sheet enclosed herein are respectfully requested.

Should there be any further issues regarding the drawings, the Examiner is invited to contact the undersigned to facilitate prosecution of this matter.

AUTHORIZATION

In the event that an extension of time is required, or which may be required in addition to that requested in a petition for an extension of time, the Commissioner is requested to grant a petition for that extension of time which is required to make this response timely and is hereby authorized to charge any fee for such an extension of time or credit any overpayment for an extension of time to Deposit Account No. 13-4500, Order No. 4586-4001.

Respectfully submitted,
MORGAN & FINNEGAN, L.L.P.

Dated: 5/27

By:


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